

2655- 18

## IN THE CAUSE STATES PATENT AND TRADEMARK OFFICE

Applicant(s): NIELSEN et al.

Serial No.: 10/038,567

Filed: January 3, 2002

Title: Standardized Inpatient-Outpatient
Nomenclatures and Accepting
Both Outpatient and Inpatient Date
to Commonly Accessible Storage

Attorney Docket No.: MAMC 00-19A 02

Mail Stop Amendment Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Group Art Unit: 2655

Examiner: Vo, Huyen X.

## SECOND INFORMATION DISCLOSURE STATEMENT

Dear Sir:

 under 37 CFR 1.97(b), or
(Within three months of filing national application; or date of entry of
international application; or before mailing date of first office action on the
merits; whichever occurs last)

X under 37 CFR 1.97(c) together with either a:

\_\_\_ Statement under 37 CFR 1.97(e), or

X a \$180.00 fee under 37 CFR 1.17(p), or (After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)

under 37 CFR 1.97(d) together with a:

\_\_\_ Statement under 37 CFR 1.97(e), and

a \$180.00 fee set forth in 37 CFR 1.17(p).

(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Applicant(s) submit herewith Form PTO/1449 Information Disclosure Statement by Applicant(s) with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the

03/03/2005 MBEYENE1 00000001 10038567

examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

Neither this statement nor the listing of these documents on the accompanying Form PT0/1449 should be considered as an admission buy Applicant(s) that these materials are prior art as to Applicant(s). In addition, this statement should not be construed as a representation that no better disclosure exists.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a an English-language abstract of the Japanese language document.

Entry of the Information Disclosure Statement and the accompanying Form PTO/1449 are respectfully solicited.

Date: March 1, 2005

Respectfully Submitted,

Kevin M. Barner, Esq.

Reg. No. 46,075

CAHN & SAMUELS, LLP

2000 P Street N.W.

Suite 200

Washington, DC 20036-6924

Telephone No.: 202-331-8777

Facsimile No.: 202-331-3838

PTO/SB/17 (10-04)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE to Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

	Complete if Known		
EE TRANSMITTAL	Application Number	10/038,567	
	Filing Date	January 3, 2002	
for FY 2005	First Named Inventor	NIELSEN et al.	
Effective 10/01/2004. Patent fees are subject to annual revision.	Examiner Name	Vo, Huyen X.	
Applicant Claims small entity status. See 37 CFR 1.27	Art Unit	2655	
TOTAL AMOUNT OF PAYMENT (\$) 180.00	Attorney Docket No.	MAMC 00-19A 02	

METHOD OF PAYMENT (check all that apply)				FE	E CALCULATION (continued)	
X Check Credit card Money Other None		DDITIO				
Deposit Account	Fee	Entity Fee	Fee	Fntitv Fee	Fee Description	Fee Paid
Deposit	1051	(\$) 130	2051	(\$) 65	Surcharge – late filing fee or oath	
Account Number	1031	100	2031		outcharge – rate ming ree or batti	
Deposit Account Name	1052	50	2052	25	Surcharge – late provisional filing fee or cover sheet	
The Director is authorized to: (check all that apply)	1053	130	1053	130	Non-English specification	
Charge fee(s) indicated below Credit any overpayments	1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
Charge any additional fee(s) or any underpayment of fee(s)	1804	920*	1804	920*	Requesting publication of SIR prior to	
Charge fee(s) indicated below, except for the filing fee	1805	1,840*	1805	1,840*	Requesting publication of SIR after	
to the above-identified deposit account.	ł				Examiner action	
FEE CALCULATION	1251	120	2251	60	Extension for reply within first month	
1. BASIC FILING FEE	1252	450	2252	225	Extension for reply within second month	
Large Entity   Small Entity	1253	1,020	2253	510	Extension for reply within third month	
Fee Fee Fee Fee Description  Fee Paid	1254	1,590	2254	795	Extension for reply within fourth month	
1001 790 2001 395 Utility filing fee	1255	2,160	2255	1,080	Extension for reply within fifth month	
1002 350 2002 175 Design filing fee	1401	500	2401	250	Notice of Appeal	
1003 550 2003 275 Plant filing fee	1402	500	2402	250	Filing a brief in support of an appeal	
1004 790 2004 395 Reissue filing fee	1403	1,000	2403	500	Request for oral hearing	
1005 160 2005 80 Provisional filing fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding	
011270741 (4)	1452 1453	500	2452	250	Petition to revive – unavoidable	
SUBTOTAL (1) (\$)	1501	1,500 1,400	2453 2501	750 700	Petition to revive – unintentional	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		•		700	Utility issue fee (or reissue)	
Extra Claims below Fee Paid	1502	800	2502	400	Design issue fee	
Total Claims -20**= X 1 = Independent x x	1503	1,100	2503	550	Plant issue fee	
Claims X =	1460	130	1460	130	Petitions to the Commissioner	
Multiple Dependent =	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
Large Entity Small Entity	1806	180	1806	180	Submission of Information Disclosure Stmt	180
Fee Fee Fee Fee Description  Code (\$) Code (\$)	8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1202 50 2202 25 Claims in excess of 20	1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1201 200 2201 100 Independent claims in excess of 3	1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1203 360 2203 180 Multiple dependent claim, if not paid	1801	790	2801	395	Request for Continued Examination (RCE)	
1204 200 2204 100 **Reissue independent claims over original patent	1802	900	1802	900	Request for expedited examination of a design application	
1205 50 2205 25 **Reissue claims in excess of 20 and over original patent			ı		oi a design application	
SUBTOTAL (2) (\$)	Other	fee (spe	cify)			
** or number previously paid, if greater; For Reissues, see above	*Reduc	ced by Bas	sic Filing	Fee Paid	SUBTOTAL (3) (\$) 180.	00
					( <del>4</del> ) 100.	-

SUBMITTED BY				Complete (if	applicable)
Name (Print/Type)	Kevin M. Barner, Esq.	Registration No. (Attorney/Agent)	46,075	Telephone	(202) 331-8777
Signature	Kevin M. Rames			Date	3/1/05

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/08a (08-03)
Approved for use through 07/31/2006. OMB 0651-0031
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ADEMIN Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Complete if Known Substitute for form 1449A/PTO 10/038,567 **Application Number** INFORMATION DISCLOSURE **Filing Date** 01/03/2002 STATEMENT BY APPLICANT First Named Inventor NIELSEN et al. Art Unit 2655 (Use as many sheets as necessary) Examiner Name Vo, Huyen X. 2 Sheet of Attorney Docket Number MAMC 00-19A 02

			U.S. PATENT	DOCUMENTS	-
Examiner Initials*	Cite No.1	Document Number  Number - Kind Code <sup>2 (if known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	<u> </u>	US-5,682,526	10-28-1997	SMOKOFF et al.	
		US-5,845,255	12-01-1998	MAYAUD	
		US-6,155,603	12-05-2000	FOX	
		US-6,198,389	03-06-2001	BUCCOLA	
		US-6,385,203	05-07-2002	MCHALE et al.	
		US-			
		US-	,		
		US-			

	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T⁵	
		JP404057187A	02-1992	MURAOKA et al.			

Examiner	Date	
Signature	Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 'Applicant is to place a check mark here if English language Translation is attached.

Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449B/PTO  INFORMATION DISCLOSURE STATEMENT BY APPLICANT					Complete if Known	
Cusona				Application Number	10/038,567	
INF	ORMATION DISC	a osi	IRF	Filing Date	01/03/2002	
				First Named Inventor	NIELSEN et al.	
317	ALEMIENI DI AF	PLIC	-/ IA I	Art Unit	2655	
	(Use as many sheets as ne	cessary)		Examiner Name	Vo, Huyen X.	
Sheet	2	of	2	Attorney Docket Number	MAMC 00-19A 02	

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		FACKLER, J.C. et al., "Integration of Intermittent Clinical Data With Continuous Data From Bedside Monitors", Sixth Annual IEEE Symposium on Computer-Based Medical Systems, June 13-16, 1993, pp. 289-294.	
		PETRONI, M. et al., "An Automatic Speech Recognition System for Bedside Data Entry in an Intensive Care Unit", Proceedings of the 33rd Midwest Symposium on Circuits and Systems, Aug. 12-14, 1990, pp. 791-794.	
		SAAB, E. et al., "Data Modeling and Design of a Patient Data Management System in an Intensive Care Unit", Fifth Annual IEEE Symposium on Computer-Based Medical Systems, June 14-17, 1992, pp. 54-63.	
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Examiner	Date
Signature	Considered

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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.